

OCT 31 2001

Atty Docket: EIS-SCHWARTZ=2A

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
 Michal E. SCHWARTZ et al  
 Serial No. 09/893,348  
 IA Filing Date: 09/893,348  
 For: ACTIVATED T CELLS, NERVOUS SYSTEM-SPECIFIC...)

Application Division  
**ATTN: BOX MISSING PARTS**  
 Washington, D.C.  
 Confirmation No. 1155  
 October 31, 2001

LATE SUBMISSION OF FILING FEE AND/OR DECLARATION

HON. COMMISSIONER OF PATENTS  
 Washington, D.C. 20231  
 Sir:

The present communication is in response to the "NOTICE TO FILE MISSING PARTS OF APPLICATION..." dated August 31, 2001.

- ☒ Attached hereto are 4 executed oaths or declarations in compliance with 37 C.F.R. 1.63, identifying the present application by title, filing date, and priority information.
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☒ A Communication.
- ☐ Preliminary Amendment.
- ☐ Preliminary Amendment and Statements in Support of Filing and Submissions in Accordance with 37 C.F.R. '1.821-1.825.
- ☐ Sequence Listing (hardcopy), and computer-readable form of Sequence Listing.
- ☐ A certified copy of priority document no. \_\_\_\_\_, filed \_\_\_\_\_, is also attached. Priority is claimed.
- ☐ An Information Disclosure Statement with 08A-1449 and \_\_\_\_\_ references is also attached.

The following fee is calculated below:

	(Col. 1)	(Col. 2)	SMALL ENTITY			OTHER THAN SMALL ENTITY		
FOR:	NO. FILED	NO EXTRA	RATE	FEE	OR	RATE	FEE	
BASIC FEE				\$ 370.00	OR		\$740.00	
TOTAL CLAIMS	60 - 20	40	X 9 =	\$		X 18 =	\$720.00	
INDEP. CLAIMS	2 - 3		X 42 =	\$		X 84 =	\$	
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ 135 =	\$		+ 280 =	\$280.00	
If the difference in Col. 1 is less than 0, enter "0" in Col. 2			TOTAL	\$		TOTAL	\$1,740.00	

- ☐ Surcharge for late filing of English translation \$ 130.00
- ☒ Late filing of Declaration surcharge in the amount of:  
 Small Entity ☐ \$65.00 Other than Small Entity ☒ \$130.00
- ☐ It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a).

The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity

Response Filed Within

- ☐ First - \$ 55.00  
☐ Second - \$ 200.00  
☐ Third - \$ 460.00  
☐ Fourth - \$ 720.00

Month After Time Period Set

Other Than Small Entity

Response Filed Within

- ☐ First - \$ 110.00  
☐ Second - \$ 440.00  
☐ Third - \$ 920.00  
☐ Fourth - \$1,440.00

Month After Time Period Set

- ☒ Conditional Petition for Extension of Time:  
 If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
- ☐ Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ is enclosed to cover the above fees.
- ☒ Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$1,870.00 is enclosed to cover the fees.
- ☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.  
 Attorneys for Applicant(s)

By: \_\_\_\_\_

Sheridan Neimark  
 Registration No. 20,520

SN:sfg

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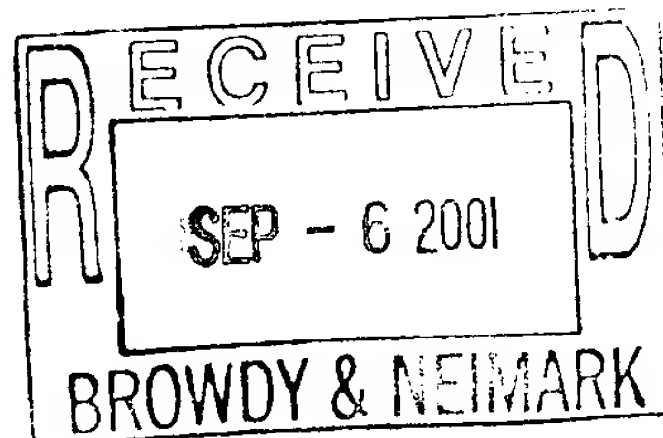
## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
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WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/893,348	06/28/2001	Michal Eisenbach-Schwartz	EIS-SCHWARTZ 2A

CONFIRMATION NO. 1155

BROWDY AND NEIMARK, P.L.L.C.  
624 Ninth Street, N.W.  
Washington, DC 20001



FORMALITIES LETTER



\*OC000000006504619\*

Date Mailed: 08/31/2001



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

DOCKETED  
HSP= 31 OC 2001  
SEQ= 31 OC 2001

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$990.
  - \$720 for 40 total claims over 20.
  - \$270 for multiple dependent claim surcharge.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1830.
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at